

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

In the Matter of	)	
	)	WT Docket No. 10-83
Applications of	)	
MARITIME COMMUNICATIONS/	)	File No. 0004153701
LAND MOBILE, LLC	)	
	)	
and	)	
	)	
SOUTHERN CALIFORNIA REGIONAL	)	File No. 0004144435
RAIL AUTHORITY	)	
	)	

To: Marlene K. Dortch, Secretary  
Attention: Chief, Wireless Telecommunications Bureau

COMMENT ON OPPOSITION TO MOTION FOR CONDITIONAL GRANT

Maritime Communications/Land Mobile, LLC (MCLM), by its attorney, respectfully files its Comments (“Comments”) to the Initial Opposition to Motion for Conditional Grant (“Havens’ Opposition”) filed in the above captioned matter by Warren Havens, Environmental LLC, Verde Systems LLC, Intelligent Transportation and Monitoring Wireless LLC, Telesaurus Holdings GB LLC, and Skybridge Spectrum Foundation (collectively “Havens”). In support of its request, MCLM shows the following.

The cases quoted from and cited at pages 9 through 13 of Havens’ Opposition have nothing at all to do with the initial conditional grant requested by SCRRA. None of those cases stands for the proposition that the Commission cannot make the requested initial conditional grant nor do they stand for the proposition that the Commission should not so act.

Havens' unsupported claim that "SCRAA [sic] seeks " but has no standing to seek, to modify by the motion the MCLM modification application", Havens' Opposition at 13 and Havens' claim that SCRAA [sic] "has no standing to file a motion of any kind regarding the Modification Application," Havens' Opposition at 14, are badly mistaken. SCRRA's Motion does not seek to modify the MCLM modification application in any way, whatsoever. But even if it did, any person, regardless of standing, may file a motion in a docketed proceeding. What's more, SCRRA does have standing because denial of MCLM's modification application will adversely affect SCRRA by requiring SCRRA to file its own license modification application subsequent to grant of the assignment application, thereby further delaying the installation of a PTC system.

Sandra DePriest has stated under penalty of perjury in other pending proceedings that she is president of MCLM and that John Reardon is not and that she has instructed him to discontinue use of the term. Havens presented no evidence to contradict her sworn statement. MCLM has responded in other pending proceedings to Havens' remaining allegations and respectfully refers the Commission to those responses. Sandra DePriest's statement included in SCRRA's Motion as Exhibit A was not an amendment to any application. Accordingly, it did not need to be filed in the Universal Licensing System.

For all the foregoing reasons, to improve promptly the safety of SCRRA passengers as well as the safety of the trackside public, MCLM respectfully requests that the Commission disregard and dismiss or deny Havens' Opposition and that the Commission make an immediate initial conditional grant of the applications.

Respectfully submitted,  
MARITIME COMMUNICATIONS/  
LAND MOBILE, LLC

/s/ Dennis C. Brown

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Dated: November 22, 2010

CERTIFICATE OF SERVICE

I hereby certify that on this twenty-second day of November, 2010, I served a copy of the foregoing Comment on Opposition to Motion for Conditional Grant on the following persons by placing a copy in the United States Mail, first-class postage prepaid:

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